Case 1:07-cv-07782-LAP

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DATE FILED:

Character Englished James

RLI INSURANCE COMPA

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

ABSA BANK LIMITED.

BOND NO. RSB 739306

Plaintiff.

UNDERTAKING ON TEMPORARY RESTRAINING ORDER

H-N CUSTOMER REVENUE & ELECTRONIC EXPORTS, INC.,

Defendant.

WHEREAS, the above named Plaintiff, ABSA BANK LIMITED, has applied for a TEMPORARY RESTRAINING ORDER in the above entitled action, restraining the Defendant, H-N CUSTOMER REVENUE & ELECTRONIC EXPORTS, INC. from doing things as more fully set forth in the order granted on August 31, 2007 by Hon. Laura Taylor Swain under and by virtue of the Federal Rules of Civil Procedure upon the posting of an undertaking in the sum of TWENTY THOUSAND AND 00/100 (\$20,000.00) DOLLARS.

Now, therefore, RLI INSURANCE COMPANY, duly licensed to transact business in the State of New York and having an office and principal place of business for the State of New York at 3 Franklin Square, Suite of Saragoga Statings, NY 12866, as Surety, does hereby undertake that the Plaintiff, ABSA BANK LIMITED, will pay to the Description of enjoined, such damages and costs not exceeding the sum of TWENTY THOUSAND AND 00/100 (\$20,000.00) DOLLAR as they may sustain by reason of the Temporary Restraining, if the Court shall finally decide that the Barris as thereto; such damages and costs to be ascertained by a reference, or otherwise as the Court shall direct &

Dated: September 4, 2007 New York, New York

RLI INSURANCE COMPAN

CAROLYN OFFENH

Attorney-In-Fact

Siriled Minden

ACKNOWLEDGMENT OF SURETY

STATE OF NEW YORK COUNTY OF NEW YORK ISS:

On this 4th day of September in the year 2007, before me, a Notary Public in and for said County, personally appeared CAROLYN OFFENHARTZ, personally known to me, who being by me duly sworn, did say that she is the aforesaid Attorney-in-Fact of the RLI INSURANCE COMPANY, a corporation duly organized and existing under the laws of the State of Illinois, that the seal affixed to the foregoing instrument is the corporate seal of said corporation, that the said instrument was signed, sealed and executed on behalf of said corporation by authority of its Board of Directors, and further acknowledge that the said instrument and the execution thereof to be a voluntary act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed by official seal the day and year last above written.

William J. Pedersen Notary Public, State of New York

No. 01-244997502

Qualified in New York County Commission Expires June 1, 2010



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9025 N. Lindbergh Dr. Peoria, IL 61615 Phone: (800)645-2402 | Fax: (309)683-1610

Filed 09/05/2007 Page 3 of 4 POWER OF ATTORNEY

RLI Insurance Company

Know All Men by These Presents:

That this Power of Attorney is a	not valid or in	effect unless	attached to	the bond	which it authorizes	executed, b	out may be	detached	by the
approving officer if desired.									
That RLI Insurance Company,	an Illinois cor	poration, does	hereby mai	ke, constit	ute and appoint:				

Carolyn Offenhartz, William J. Pedersen, jointly	y or severally.		
in the City of New York, power and authority hereby conferred, to sign bond.			
Any and all bonds provided the bond penalty	y does not exceed Ten Mill	ion Dollars (\$10,000,000).	
The acknowledgment and execution of such bo executed and acknowledged by the regularly ele			Company as if such bond had been
All authority hereby conferred shall expire are but until such time shall be irrevocable and in f		e, unless used before midnight of	fJune 12, 2009
The RLI Insurance Company further certifies of RLI Insurance Company, and now in force		and exact copy of the Resolution a	adopted by the Board of Directors
"All bonds, policies, undertakings, Powers of the Company by the President, Secretary, any of Directors may authorize. The President Attorneys in Fact or Agents who shall have a seal is not necessary for the validity of any be signature of any such officer and the corporate	y Assistant Secretary, Treas at, any Vice President, Sec authority to issue bonds, pol- conds, policies, undertakings	urer, or any Vice President, or by s retary, any Assistant Secretary, icies or undertakings in the name of , Powers of Attorney or other obliq	such other officers as the Board or the Treasurer may appoint of the Company. The corporate
IN WITNESS WHEREOF, the RLI Insurance corporate seal affixed this lath day of		nese presents to be executed by it	s <u>Vice President</u> with its
State of Illinois County of Peoria SS	SEAL	By: Roy C. Die	Vice President FICATE
On this 12th day of June 2007 be personally appeared Roy C. Die who be acknowledged that he signed the above Power of officer of the RLI Insurance Company and acknow be the voluntary act and deed of said corporation. By: Cheric L. Montgomery	Attorney as the aforesaid	I, the undersigned officer of RL corporation of the State of Illinois, Power of Attorney is in full force furthermore, that the Resolution of Power of Attorney, is now in for hereunto set my hand and the seal this	do hereby splitty that the attached and effect and is irreversable; and it the Lambany is set forth in the co. In terminally suffered, I thank of the PIA Liberariae Community
"OFFICIAL SEAL" FLET CHEME L MONTIGONIETY REST COMMISSION EPITED 02/03/09	31440750 2 0200	By: Roy C. Die	Vice President



RLI Surety
A Division of RLI Insurance Company P.O. Box 3967 Peoria, IL 61612-3967 Phone: 309-692-1000 Fax: 309-692-8637

RLI Insurance Company

December 31, 2006

570,395,254 655,660,604 30,302,492 6,083,219 -3,389,399	Reserve for unpeid losses and loss adjustment expenses	
30,302,492 6,083,219	adjustment expenses	
6,083,219	Unearned premiums	
6,083,219		130,212,740
•	Accrued expenses.	49,746,68
~J.4000.4000	Funds held	918,930
9,500,000	Advance premiums	3,500,75
50,176,886	Amounts withheid	13,486,22
8.008.485	Ceded reinsurance premium asserble	30,883,781
	Statutory negation	1,002,020
0	Férieral Income tou nevelule	3,847,000
•	Rommer money and account interest	23,911,594
1.087 717	Drafts redstanding	9
	Parable in cilitate	
-	Other fieldfiles	1,024,000
		1,516,906
1,386,310,005	Total Liabilities	9 010,404,600
	Surplus:	٠.
	Common stock	\$ 10,000:378
	Additional paid-in capital	242.481.084
	Unancioned surplus	474,901,009
•		494.453.966
•	Total Surplus	\$ 746,906,415
	- 1 - 2 - 4 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1	the property
	Total Liabilities and Surplus	\$ 1,396,310,006
	8,006,485 4,000 33,767,293 0 1,067,717 0 4,713,544 1,886,310,005	80,176,888 8,006,485 4,000 Payable for securities 33,767,293 Statutory peraties Federal income tax payable Borrowed money and accrued interest 1,067,717 Drafts outstanding Payable to attitude 4,713,544 Other fieldities Total Liebitide Surplus: Common stock Additional paid-in capital Unimaligned surplus

said Company and is duly qualified to act as Surety under such laws; that said Company has also compiled with and is duly qualified to act as Surety under the Act of Congress approved July 1947, 6U.S.C sec. 6-13; and that to the best of his knowledge and belief the above statement is a full, true, and correct statement of the financial condition of the said

Attest:



Company on the 31st day of December 2006.

Sworn to before me this 23rd day of February 2007.



Notarial

and has duly complied with all the requirements of the laws of said State applicable of